



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA

June 23, 2015 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. Submitted by the Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 6/16/15 and 6/23/15
 - b. Order for Payroll period ending 6/17/15 Bi-weekly #13
 - c. Order for Supplemental Payroll period ending 6/17/15 Bi-Weekly #13
 - d. Monthly financial report for month ending 4/30/15
 - e. Indemnification request from the District Clerk's office
 - f. Certification of Revenues Pursuant to Local Government Code Section 111.0706. Check for unclaimed property capital credits for 2014 from State Comptroller.
 - g. Certification of Revenues Pursuant to Local Government Code Section 111.0706. Check from Demontrond Motor Corp
 - h. Internal Audit report of the County Engineering Department for period of 5/1/14 - 4/30/15 with response letter from County Engineer, Mike Fitzgerald

- i. Comprehensive Annual Financial Report, CAFR, for 2014
 - j. Galveston County State Single Audit Report for period ending 9/30/14
 - k. Galveston County Federal Single Audit Report for period ending 9/30/14
 - l. Order for monthly Workers' Compensation Claims made by The Littleton Group for month ending 4/30/15
 - m. Order for monthly Workers' Compensation claims made by The Littleton Group for month ending 5/31/15
 - n. Order for monthly Health Insurance Claims made by Boon Chapman for month ending 5/31/15
 - o. Order for payment of the monthly Indigent Healthcare Fund made by Boon Chapman for the month ending 5/31/15
- *2. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #12, May 21 - June 3, 2015* submitted by Human Resources.
 - *3. Consideration of *approving appointment of County Engineer* submitted by Human Resources.
 - *4. Consideration of *acceptance of donation from Julie Van Horsten for artist services* submitted by Human Resources.
 - *5. Consideration of *acceptance of donation from Peri Bluemer for paint* submitted by Human Resources.
 - *6. Consideration of a *resolution honoring Elaine S. Mitrovich* submitted by the County Clerk.
 - *7. Receive and file *orders issued by the County Judge under the authority of the Texas Disaster Act of 1975, as Amended, attributable to "Invest 91-L/Tropical Storm Bill", submitted by the Galveston County Office of Emergency Management: Declaration of Local Disaster for the County of Galveston, Texas; Order of Voluntary Evacuation from Unincorporated Areas of Galveston County, Texas on Bolivar Peninsula; Order Terminating Voluntary Evacuation from Unincorporated Areas of Galveston County, Texas on Bolivar Peninsula; and Order Terminating Declaration of State of Local Disaster for Galveston County, Texas* submitted by the County Judge.
 - *8. Consideration of *appointment to the Galveston County Transit District* submitted by Commissioner, Precinct 1 .

- *9. Consideration of *approval of letter to the Secretary of State's Office regarding House Bill 2027* submitted by Commissioner, Precinct 4.
- *10. Consideration of *Professional Service Designation for San Leon Roads Project and authorize the County Engineer to negotiate contract* submitted by the Grants Manager.
- *11. Consideration of *approval for Agreement for Consulting Services with Coastal Strategies Group, LLC.* submitted by the Grants Manager.
- *12. Consideration of *approval for Engineering Contract for the Seawall Sidewalk and Seawall Encap Projects and authorize County Judge to sign contract* submitted by the Grants Manager.
- *13. Consideration of *authorization to submit a FEMA Alternate Project Request for PW #13173 & #13182 to be utilized for the Gregory Park Ball Field Project* submitted by the Grants Manager.
- *14. Consideration of approval of *Interlocal Agreement with Gulf Coast Centers to provide Saturday Transit Services funded through a grant from the Texas Commission on Environmental Quality's Local Initiative Program (LIP) and authorize County Judge to sign Agreement* submitted by the Grants Manager.
- *15. Consideration of *authorization to submit a FEMA Alternate Project for PW #14707 to be utilized for the Purchase of a Boom Lift for the Facilities Department* submitted by the Grants Manager.
- *16. Consideration of *authorization to submit a FEMA Alternate Project Request for PW #7073 to be utilized for the Purchase an Emergency Generator for the Crystal Beach Road and Bridge Facility* submitted by the Grants Manager.
- *17. Consideration of *approval to submit a Cycle 9 Coastal Erosion Planning and Response Act Application (CEPRA) to the Texas General Land Office for the Beneficial Use of Dredged Materials – Rollover Bay Reach of the Gulf International Water Way and authorize County Judge to sign all required documents* submitted by the Grants Manager.
- *18. Consideration of *approval to submit a Cycle 9 Coastal Erosion Planning and Response Act Application (CEPRA) to the Texas General Land Office for Bolivar Peninsula Beach Restoration Project and authorize County Judge to sign all required documents* submitted by the Grants Manager.
- *19. Request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors* submitted by the Tax Assessor Collector:

a.	R112865	Sella, Becky	2014	\$70.46 (Refund)
	R112865	Sella, Becky	2014	\$50.73 (Waiver)

- b. **R157091** Weaver, Michael E 2014 \$102.46
- c. R215564 Emr, Robert & Julie 2014 \$86.63
- *20. Consideration of *Request of Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:
 - a. **R369295** \$2,809.77 Over Payment
- *21. Request for *Ratification of Denial of Request for Waiver or Refund of Penalty and Interest as recommended by Penalty & Interest Review Committee* submitted by the Tax Assessor/Collector:
 - a. **R137025** Jacob, Jeovan 2014 \$162.72
- *22. Consideration of *approval of a recommendation that the November 2015 Constitutional Amendment Election be conducted as a Countywide Vote Center Election* submitted by the County Clerk.
- *23. Consideration of *approval of recommended Early Voting days and hours of operation for the November 2015 Constitutional Amendment Election* submitted by the County Clerk.
- *24. Consideration of *approval of recommended Early Voting polling locations for the November 2015 Constitutional Amendment Election* submitted by the County Clerk.
- *25. Consideration of *approval to recommend the following 34 Election Day polling places for the November 3rd Constitutional Amendment Election* submitted by the County Clerk.
- *26. Receive and file *Publication of Notice of District Application for approval of Waste Disposal and Storm Water Control Powers of San Leon Municipal Utility District TCEQ Internal Control No. D-10092014-009* submitted by the County Clerk.
- *27. Consideration to *amend the contract on the following RFP* submitted by the Purchasing Agent (previously approved, dates now revised):
 - a. RFP #B152006 Laser Printing of County Tax Statements
- *28. Consideration for *authorization to extend the contract on the following RFP* submitted by the Purchasing Agent:
 - a. RFP #B112005 Juvenile Justice Food Service

- *29. Consideration for *authorization to use DIR pricing to procure items for the County Clerk's use* submitted by the Purchasing Agent.
- *30. Consideration of *approval of a contract with Southwest Solutions Group for Renewal of Space Saver Service Agreement* submitted by the County Clerk.
- *31. Consideration of *approval for Bomgar Annual Licenses and Maintenance Renewal with Carahsoft* submitted by Information Technology.
- *32. Consideration of *approval for software maintenance renewal for Storage Tek with Oracle America Inc.* submitted by Information Technology.
- *33. Consideration of *approval for Sire annual video streaming hosting with Hyland Software, Inc.* submitted by Information Technology.
- *34. Consideration of *approval of the following Change Orders* submitted by Housing:
 - a. Change order #2 for 2501 Mary Lane League City
 - b. Change order #1 for 4716 E. 38th St. Dickinson
- *35. Consideration of *approval for GLO contract No. 12-513-000-6727 amendment #4* submitted by Housing:
- *36. Consideration of *approval for GLO contract No. 12-511-000-6725 amendment #1* submitted by Housing:
- *37. Consideration of *approval to deed sold Round 2 CDBG HOP properties* submitted by Housing:
 - a. 1322 - 3rd. Ave. S. Texas City, Texas
 - b. 29 - 5th St. S. Texas City, Texas
 - c. 1- 3rd. Ave. N. Texas City, Texas
 - d. 929 Martin Luther King Blvd., Texas City, Texas
 - e. 423 Martin Luther King Texas City, Texas
 - f. 912 2nd Ave. S. Texas City, Texas
 - g. 1105 2nd Ave. S. Texas City, Texas
 - h. 1315 3rd Ave. S. Texas City, Texas

- i. 217 2nd Ave. N. Texas City, Texas
- j. 3210 1st Ave. S. Texas City, Texas
- k. 118 13th St. S. Texas City, Texas
- *38. Consideration of *approval of software update with ESRI for spray equipment* submitted by Mosquito Control.
- *39. Consideration of *granting authority to the County Judge to sign a Trustee's Deed on the following tax foreclosed property* submitted by the County Judge:
 - a. **CAD#: 5383-0004-0011-000**

Action Agenda

40. **County Architect**

- a. Consideration of selecting Bury to provide Mechanical, Electrical, and Plumbing engineering services to complete the design of renovations to 823 Grand Ave. Bacliff for use as a Law Enforcement building.

41. **County Judge**

- a. Consideration of granting authority to the County Judge to sign a Trustee's Deed on the following tax foreclosed property:

- 1. **CAD#:0179-0005-0000-000**

42. **County Legal**

- a. Consideration of Data Use Agreement between the Texas Health and Human Services Enterprise, Houston-Galveston Area Council and Galveston County submitted by Parks and Cultural Services.
- b. **Break into Executive Session.**
- c. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to DJ # 204-74-343, The United States of America and Galveston County, Texas under the Americans with-

Disabilities Act.

- d. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to No. 15-0445; In re Galveston County Judge Mark Henry et al, in Their Official Capacities as the Galveston County Commissioners Court, Relators, in the Supreme Court of Texas.
- e. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th Judicial District Court.
- f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 15-CV-0583, The Hon. Lonnie Cox V. The Hon. Mark Henry, County Judge of Galveston County in the 405th Judicial District Court.
- g. **Executive Session:** Texas Government Code Section 551.072, Deliberations about Real Property: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.072 of the Government Code, to deliberate the purchase, exchange, lease, or value of real property located in the North County for construction of a County building to house administrative, branch, and/or satellite offices of county or district officials because deliberation in an open meeting would have a detrimental effect on the position of the County in negotiations with a third person.
- h. **Reconvene Into Regularly Scheduled Meeting.**

- i. Consideration of authorizing retention of commercial real estate broker for professional services in the purchase, exchange, lease, or value of real property.

43. **Human Resources**

- a. Consideration of approving out of policy Request for Appointment of Probate Court Administrator (#6) – submitted by Human Resources on behalf of Probate Court

44. **Professional Services**

- a. Public Hearing regarding the submission of an Application to the US Department of Justice under the Edward Byrne Memorial Justice Assistance Grant Program submitted by the Grants Manager.
- b. Consideration of approval to submit FY 2015 Edward Byrne Memorial Justice Assistance Grant Application to the US Department of Justice submitted by the Grants Manager.
- c. Consideration of approval of the following Budget Amendments:
 1. 15-109-0623-A
Parks & Cultural Services/Senior Services - Request budget transfer from Heavy Equipment account to Travel & Education account for emergency trips/contingency plans for transportation enrichment programs.
 2. 15-110-0623-B
Child Welfare - Request to budget donation for Child Welfare.
 3. 15-111-0623-C
Engineering - Request transfer from General Fund Budgeted Reserves for salary increase and change in pay grade in Engineering for new County Engineer.
 4. 15-112-0623-D
Facilities Services - Request transfer from General Fund Budgeted Reserves for temporary Carpenter and temporary General Laborer positions in Facilities Services and associated expenses related to repairs.
 5. 15-113-0623-E
Treasurer - Request transfer from General Fund Budgeted Reserves for overtime in the Treasurer's Office.
 6. 15-114-0623-F
Flood Control - Request transfer from Flood Control Fund Budgeted-

Reserves for overtime in Seawall Maintenance.

7. 15-115-0623-G
Information Technology - Request transfer from General Fund Budgeted Reserves for summer intern in Information Technology.
8. 15-116-0623-H
Beach Sticker Fund - Request transfer from Repairs and Maintenance to Supplies in the Beach Sticker Fund for the purchase of additional beach parking stickers for the rest of the FY.

45. **Purchasing**

- a. Consideration to award the properties associated with the following bid:
 1. Bid #B151021 CDBG Round 2-Real Property Sales-May 2015
- b. Consideration of authorization of the following:
 1. Bid #B151020 Galveston County Lawrence Road Area Streets Improvements

Adjourn

WORKSHOP AGENDA

1. Discussion: Public Health Lab presented by Galveston County Health District.
2. Discussion: HR Annual Update.
3. Discussion of Economic Development Strategy with Bix Rathburn.
4. Discussion of proposed settlement with Department of Justice.
5. Discussion of Gulf Freeway gateway signage submitted by Commissioner, Precinct 1.
6. Budget Workshop discussion.

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
